



Sen. M. Maggie Crotty

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09500SB0764sam002

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1 AMENDMENT TO SENATE BILL 764

2 AMENDMENT NO. _____. Amend Senate Bill 764, AS AMENDED, by
3 replacing everything after the enacting clause with the
4 following:

5 "Section 5. The Illinois Lottery Law is amended by changing
6 Sections 2 and 20 and by adding Section 21.7 as follows:

7 (20 ILCS 1605/2) (from Ch. 120, par. 1152)

8 Sec. 2. This Act is enacted to implement and establish
9 within the State a lottery to be operated by the State, the
10 entire net proceeds of which are to be used for the support of
11 the State's Common School Fund, except as provided in Sections
12 21.2, ~~and 21.5, and 21.6,~~ and 21.7.

13 (Source: P.A. 94-120, eff. 7-6-05; 94-585, eff. 8-15-05;
14 revised 8-23-05.)

15 (20 ILCS 1605/20) (from Ch. 120, par. 1170)

1 Sec. 20. State Lottery Fund.

2 (a) There is created in the State Treasury a special fund
3 to be known as the "State Lottery Fund". Such fund shall
4 consist of all revenues received from (1) the sale of lottery
5 tickets or shares, (net of commissions, fees representing those
6 expenses that are directly proportionate to the sale of tickets
7 or shares at the agent location, and prizes of less than \$600
8 which have been validly paid at the agent level), (2)
9 application fees, and (3) all other sources including moneys
10 credited or transferred thereto from any other fund or source
11 pursuant to law. Interest earnings of the State Lottery Fund
12 shall be credited to the Common School Fund.

13 (b) The receipt and distribution of moneys under Section
14 21.5 of this Act shall be in accordance with Section 21.5.

15 (c) ~~(b)~~ The receipt and distribution of moneys under
16 Section 21.6 of this Act shall be in accordance with Section
17 21.6.

18 (d) The receipt and distribution of moneys under Section
19 21.7 of this Act shall be in accordance with Section 21.7.

20 (Source: P.A. 94-120, eff. 7-6-05; 94-585, eff. 8-15-05;
21 revised 8-19-05.)

22 (20 ILCS 1605/21.7 new)

23 Sec. 21.7. Scratch-out Multiple Sclerosis scratch-off
24 game.

25 (a) The Department shall offer a special instant

1 scratch-off game for the benefit of research pertaining to
2 multiple sclerosis. The game shall commence on January 1, 2008
3 or as soon thereafter, in the discretion of the Director, as is
4 reasonably practical. The operation of the game shall be
5 governed by this Act and any rules adopted by the Department.
6 If any provision of this Section is inconsistent with any other
7 provision of this Act, then this Section governs.

8 (b) The Multiple Sclerosis Research Fund is created as a
9 special fund in the State treasury. The net revenue from the
10 scratch-out multiple sclerosis scratch-off game created under
11 this Section shall be deposited into the Fund for appropriation
12 by the General Assembly to the Department of Public Health for
13 the purpose of making grants to organizations in Illinois that
14 conduct research pertaining to the repair of damage caused by
15 an acquired demyelinating disease of the central nervous
16 system.

17 Moneys received for the purposes of this Section,
18 including, without limitation, net revenue from the special
19 instant scratch-off game and from gifts, grants, and awards
20 from any public or private entity, must be deposited into the
21 Fund. Any interest earned on moneys in the Fund must be
22 deposited into the Fund.

23 For purposes of this Section, the term "research" includes,
24 without limitation, expenditures to develop and advance the
25 understanding, techniques, and modalities effective for
26 maintaining function, mobility, and strength through

1 preventive physical therapy or other treatments and to develop
2 and advance the repair of myelin, neuron, and axon damage
3 caused by an acquired demyelinating disease of the central
4 nervous system and the restoration of function, including but
5 not limited to, nervous system repair or neuroregeneration. The
6 grant funds may not be used for institutional, organizational,
7 or community-based overhead costs, indirect costs, or levies.
8 For purposes of this subsection, "net revenue" means the total
9 amount for which tickets have been sold less the sum of the
10 amount paid out in the prizes and the actual administrative
11 expenses of the Department solely related to the scratch-off
12 game under this Section.

13 (c) During the time that tickets are sold for the
14 scratch-out multiple sclerosis scratch-off game, the
15 Department shall not unreasonably diminish the efforts devoted
16 to marketing any other instant scratch-off lottery game.

17 (d) The Department may adopt any rules necessary to
18 implement and administer the provisions of this Section.

19 Section 10. The State Finance Act is amended by changing
20 Section 8h and by adding Section 5.675 as follows:

21 (30 ILCS 105/5.675 new)

22 Sec. 5.675. The Multiple Sclerosis Research Fund.

23 (30 ILCS 105/8h)

1 Sec. 8h. Transfers to General Revenue Fund.

2 (a) Except as otherwise provided in this Section and
3 Section 8n of this Act, and ~~(e), (d), or (e)~~, notwithstanding
4 any other State law to the contrary, the Governor may, through
5 June 30, 2007, from time to time direct the State Treasurer and
6 Comptroller to transfer a specified sum from any fund held by
7 the State Treasurer to the General Revenue Fund in order to
8 help defray the State's operating costs for the fiscal year.
9 The total transfer under this Section from any fund in any
10 fiscal year shall not exceed the lesser of (i) 8% of the
11 revenues to be deposited into the fund during that fiscal year
12 or (ii) an amount that leaves a remaining fund balance of 25%
13 of the July 1 fund balance of that fiscal year. In fiscal year
14 2005 only, prior to calculating the July 1, 2004 final
15 balances, the Governor may calculate and direct the State
16 Treasurer with the Comptroller to transfer additional amounts
17 determined by applying the formula authorized in Public Act
18 93-839 to the funds balances on July 1, 2003. No transfer may
19 be made from a fund under this Section that would have the
20 effect of reducing the available balance in the fund to an
21 amount less than the amount remaining unexpended and unreserved
22 from the total appropriation from that fund estimated to be
23 expended for that fiscal year. This Section does not apply to
24 any funds that are restricted by federal law to a specific use,
25 to any funds in the Motor Fuel Tax Fund, the Intercity
26 Passenger Rail Fund, the Hospital Provider Fund, the Medicaid

1 Provider Relief Fund, the Teacher Health Insurance Security
2 Fund, the Reviewing Court Alternative Dispute Resolution Fund,
3 the Voters' Guide Fund, the Foreign Language Interpreter Fund,
4 the Lawyers' Assistance Program Fund, the Supreme Court Federal
5 Projects Fund, the Supreme Court Special State Projects Fund,
6 the Supplemental Low-Income Energy Assistance Fund, the Good
7 Samaritan Energy Trust Fund, the Low-Level Radioactive Waste
8 Facility Development and Operation Fund, the Horse Racing
9 Equity Trust Fund, or the Hospital Basic Services Preservation
10 Fund, or to any funds to which subsection (f) of Section 20-40
11 of the Nursing and Advanced Practice Nursing Act applies. No
12 transfers may be made under this Section from the Pet
13 Population Control Fund. Notwithstanding any other provision
14 of this Section, for fiscal year 2004, the total transfer under
15 this Section from the Road Fund or the State Construction
16 Account Fund shall not exceed the lesser of (i) 5% of the
17 revenues to be deposited into the fund during that fiscal year
18 or (ii) 25% of the beginning balance in the fund. For fiscal
19 year 2005 through fiscal year 2007, no amounts may be
20 transferred under this Section from the Road Fund, the State
21 Construction Account Fund, the Criminal Justice Information
22 Systems Trust Fund, the Wireless Service Emergency Fund, or the
23 Mandatory Arbitration Fund.

24 In determining the available balance in a fund, the
25 Governor may include receipts, transfers into the fund, and
26 other resources anticipated to be available in the fund in that

1 fiscal year.

2 The State Treasurer and Comptroller shall transfer the
3 amounts designated under this Section as soon as may be
4 practicable after receiving the direction to transfer from the
5 Governor.

6 (a-5) Transfers directed to be made under this Section on
7 or before February 28, 2006 that are still pending on May 19,
8 2006 (the effective date of Public Act 94-774) ~~this amendatory~~
9 ~~Act of the 94th General Assembly~~ shall be redirected as
10 provided in Section 8n of this Act.

11 (b) This Section does not apply to: (i) the Ticket For The
12 Cure Fund; (ii) any fund established under the Community Senior
13 Services and Resources Act; or (iii) on or after January 1,
14 2006 (the effective date of Public Act 94-511), the Child Labor
15 and Day and Temporary Labor Enforcement Fund.

16 (c) This Section does not apply to the Demutualization
17 Trust Fund established under the Uniform Disposition of
18 Unclaimed Property Act.

19 (d) This Section does not apply to moneys set aside in the
20 Illinois State Podiatric Disciplinary Fund for podiatric
21 scholarships and residency programs under the Podiatric
22 Scholarship and Residency Act.

23 (e) Subsection (a) does not apply to, and no transfer may
24 be made under this Section from, the Pension Stabilization
25 Fund.

26 (f) This Section does not apply to the Multiple Sclerosis

1 Research Fund.

2 (Source: P.A. 93-32, eff. 6-20-03; 93-659, eff. 2-3-04; 93-674,
3 eff. 6-10-04; 93-714, eff. 7-12-04; 93-801, eff. 7-22-04;
4 93-839, eff. 7-30-04; 93-1054, eff. 11-18-04; 93-1067, eff.
5 1-15-05; 94-91, eff. 7-1-05; 94-120, eff. 7-6-05; 94-511, eff.
6 1-1-06; 94-535, eff. 8-10-05; 94-639, eff. 8-22-05; 94-645,
7 eff. 8-22-05; 94-648, eff. 1-1-06; 94-686, eff. 11-2-05;
8 94-691, eff. 11-2-05; 94-726, eff. 1-20-06; 94-773, eff.
9 5-18-06; 94-774, eff. 5-19-06; 94-804, eff. 5-26-06; 94-839,
10 eff. 6-6-06; revised 6-19-06.)

11 Section 99. Effective date. This Act takes effect upon
12 becoming law."